

IN THE SUPREME COURT OF THE STATE OF DELAWARE

MARQUIS MACK,	§
	§ No. 523, 2010
Defendant Below,	§
Appellant,	§
	§
v.	§ Court Below—Superior Court
	§ of the State of Delaware,
STATE OF DELAWARE,	§ in and for Kent County
	§ Cr. ID 0910010048
Plaintiff Below,	§
Appellee.	§

Submitted: November 30, 2010

Decided: December 7, 2010

ORDER

This 7th day of December 2010, it appears to the Court that the State has filed a motion to remand this case to the Superior Court for correction of the appellant's criminal sentence to remove the provision that the first two years of appellant's sentence are mandatory. The appellant has not filed any response to the State's motion. Therefore, the motion is deemed to be unopposed.

NOW, THEREFORE, IT IS HEREBY ORDERED that the within appeal is REMANDED to the Superior Court for correction of appellant's sentence. Jurisdiction is not retained.

BY THE COURT:

/s/ Randy J. Holland
Justice